THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL No. 1804 of 2005

04-10-2005

Between:

Sammeta Satyanarayana & Others.

.....APPELLANTS

AND

The Regional Joint Commissioner of Endowments, Kakinada & Others.

.....RESPONDENTS

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL No. 1804 OF 2005

JUDGMENT : (Per Hon'ble Sri Bilal Nazki, ACJ)

Appellants had filed a writ petition with the sole purpose of getting stay of eviction from this Court, till their revision was decided by the 1st respondent. It is stated in the affidavit accompanying the writ petition that the petitioners have preferred a revision against the order of eviction, before the 1st respondent on 27.07.2005, along with an application for suspension of the order passed by the 2nd respondent.

Since the 1st respondent is seized of the matter, it will not be appropriate for this Court to hear the matter on merits. Therefore, we dispose of the writ appeal, modifying the order of learned single Judge in the writ petition, to the extent that there shall be stay of eviction for two weeks from today. During this period, the 1st respondent may pass orders on the application seeking suspension of the order of the 2nd respondent, or may even dispose of the revision finally. No order as to costs.

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(BILAL NAZKI, ACJ)

4th October 2005.

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(R.SUBHASH REDDY, J)

Note :

Furnish copy in three days.

(B/o)

ajr